



**State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES**

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095

(603) 271-2457 FAX (603) 271-7894



Edward Ciampa
B Mae's Resort Inn & Suites
17 Harris Shore Road
Gilford, New Hampshire 03246

LETTER OF DEFICIENCY
WMB PBF 03-15
April 28, 2003

Dear Mr. Ciampa:

The Department of Environmental Services, Water Division ("DES") is required by RSA 485-A:26 to operate a program to ensure the health and safety of the public when using public bathing facilities such as pools and spas. To implement this program, DES has adopted administrative rules Env-Ws 1101-1105 to specify the design, operation, and maintenance requirements for public bathing facilities. DES reviews applications for new public bathing facilities and also inspects and tests the water in existing public bathing facilities to ensure that applicable requirements are being met.

On April 22, 2003, DES inspected the following public bathing facilities at the B Mae's Resort Inn & Suites, NH: the indoor pool ("Indoor Pool") and indoor spa ("Spa"). During this inspection, the following deficiencies were noted:

- 1 A recommendation to close and super chlorinate the Indoor Pool was issued on April 22, 2003. The inspection on April 22, 2003 revealed that the Indoor Pool was in violation of Env-Ws 1103.14 and unsafe for public use. The following bacterial violation was observed in the Indoor Pool water:
 - a Pursuant to Env-Ws 1103.14(a)(2) the maximum allowable Heterotrophic Plate Count (HPC) in public bathing facility water is five hundred colony-forming units per one milliliter (500 cfu/mL). The Indoor Pool water contained 2,770 cfu/mL.
- 2 Env-Ws 1103.15(c) requires a free residual chlorine concentration between 1.0 mg/L and 3.0 mg/L in public pool water. The free chlorine residual of the Indoor Pool water was 0.7 mg/L on April 22, 2003.
- 3 Pursuant to Env-Ws 1103.15(e), the clarity of the pool water shall be such that the main drain is clearly visible at all times. The main drain of the Indoor Pool was not clearly visible on April 22, 2003.
- 4 Env-Ws 1103.16(f) requires a pH between 7.0 and 7.8 in public spa water. The pH of the Spa water was 8.2 on April 22, 2003.
- 5 Pursuant to Env-Ws 1103.16(h), spa water temperature shall not exceed 104°F. The temperature of the Spa water was 107°F on April 22, 2003.

A report outlining how compliance will be achieved with the cited deficiencies should be submitted to DES within 30 calendar days from receipt of this letter. The report should include a copy of two weeks of water quality test results for all facilities (please do not send originals).

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DES personnel will conduct another inspection at a later date to determine whether you have come into, and are maintaining, full compliance with RSA 485-A:26 and Env-Ws 1101-1105. After a violation of Env-Ws 1103.14, the facility will be required to pass two inspections in the following months. In the event that compliance is not achieved, DES may take further action, including seeking an administrative fine up to \$2,000 for each offense or referring the case to the NH Attorney General's Office for judicial action.

We appreciate your cooperation in this matter. Please contact Amy Wilson at (603) 271-7108 if you have any questions regarding this letter. Copies of Env-Ws 1101-1105 are available through the DES Public Information Center at (603) 271-2975 or via the Internet at <http://www.des.state.nh.us/pools/env1100.pdf>.

Sincerely,


COPY
Jody Connor
Limnology Center Director

Certified Mail # 7000 1670 0000 0586 0097

cc: ✓ Mark Harbaugh, Enforcement Attorney, DES
Amy Wilson, Public Bathing Facility Coordinator, DES
David Andrade, Health Officer, Town of Gilford
Rick Perron, B Mae's Resort

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